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P. O. Box 1450, Alexandria, VA 22313-1450 on

June 23, 2003

Laura L. Frieko 52,920
Name of Agent Registration No.
Laura L. Frieko
Signature of Agent

8401
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Case 8401

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of :
Robert Wayne Glenn, Jr., et al. :
Serial No. 10/051,401 :
Confirmation No. 9592 : Group Art Unit 1615
Filed January 18, 2002 : Examiner Rachel M. Bennett
For ANHYDROUS TREATMENT COMPOSITIONS FOR THE DELIVERY OF
REACTIVE AGENTS TO AMINO-ACID BASED SUBSTRATES

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Examiner:

This is responsive to the March 21, 2003 Office Action in the above-entitled application, setting a one-month period for response. Attached hereto is a Petition for a Two-Month Extension of Time, and the fee required under 37 CFR § 1.17(a), providing for a timely response up to and including June 23, 2003 (June 21, 2003 falls on a Saturday).

Remarks/Response to Office Action begin on page 2 of this paper.

Response to Restriction Requirement of Claims 1-33

The Office Action states that the restriction to one invention is required under 35 USC §121. Further, the Office Action states that Applicant is required to elect a single species under 35 USC §121. Applicants respectfully traverse the Restriction Requirement because there is no serious burden placed on the Examiner to consider all claims.

Claims 1-11 are drawn to an anhydrous treatment composition comprising a reactive agent and a solvent in which the reactive agent is soluble and which is water-miscible. Claims 12-15 are drawn to a composition comprising a water-miscible solvent, surfactant, and water. Claims 16-20 are drawn to a system for treating amino-acid based substrates comprising the anhydrous treatment composition of claim 1 and a separate packaged aqueous composition. Claim 21 is drawn to a method for treating the amino-acid based substrates by applying the composition of claim 1. Claims 22-29 are drawn to methods utilizing the composition of claim 1. Thus, claims 1-33 all consider utilizing an anhydrous treatment composition. Applicants submit that the aforementioned compositions, systems, and methods are so closely related that it would not present an undue burden on the Examiner to examine the art.

For these reasons, Applicants submit that the restriction requirement applied to the above identified application is improper and should be withdrawn.

Provisional Election

In the event that the Examiner's election is made final, Applicants hereby provisionally elect Group I (claims 1-11) and the species of protected thiol groups in claim 3. Applicants reserve the right to pursue the non-elected claims in one or more divisional applications.

Respectfully submitted,
Robert Wayne Glenn, Jr., et al.

By Laura L. Frieko
Laura L. Frieko
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³
June 21, 2003
Customer No. 27752

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Laura L. Frieko 52,920
Name of Agent Registration No.
Laura L. Frieko
Signature of Agent

IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT

Case Docket No. 8401

Mail Stop Non-Fee Amendment
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an AMENDMENT for the patent application:

Inventor(s): Robert Wayne Glenn, Jr. et al.

Confirmation No. 9592

Serial No.: 10/051,401

Group Art Unit: 1615

Date Filed: January 18, 2002

Examiner: Rachel M. Bennett

Title: ANHYDROUS TREATMENT COMPOSITIONS FOR THE DELIVERY OF
REACTIVE AGENTS TO AMINO-ACID BASED SUBSTRATES

1. ☒ No additional fee is known to be required.
2. ☐ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA*	RATE	FEE
TOTAL	* 29	MINUS	** 29	= 0	x \$18 =	\$0.00
INDEP.	* 3	MINUS	*** 3	= 0	x \$84 =	\$0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$280 =	\$0.00
					TOTAL	\$0.00

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. ☒ The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated March 21, 2003 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$410.00 for a 2-month extension of time.
4. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - a. ☒ Any patent application processing fees under 37 CFR §1.16.
 - b. ☒ Any patent application processing fees under 37 CFR §1.17.
5. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Laura L. Frieko
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